

2752-59

Nixon & Vanderhye P.C. (10/99)  
(Domestic Non-Assigned/Foreign) Page 1

**RULE 63 (37 C.F.R. 1.63)**  
**INVENTORS DECLARATION FOR PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**IDENTIFICATION OF NUCLEOTIDE SEQUENCES SPECIFIC FOR MYCOBACTERIA AND DEVELOPMENT OF DIFFERENTIAL DIAGNOSIS STRATEGIES FOR MYCOBACTERIAL SPECIES**

the specification of which (check applicable box(es)):

☐ is attached hereto  
☒ was filed on February 14, 2002 as U.S. Application Serial No. 10/074,246 (Atty Dkt. No. 2752-59)  
☐ was filed as PCT International application No. \_\_\_\_\_ on \_\_\_\_\_  
 and (if applicable to U.S. or PCT application) was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed or, if no priority is claimed, before the filing date of this application:

Application Number

Country

Day/Month/Year Filed

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

Application Number  
 60/269,848  
 60/292,509

Date/Month/Year Filed  
 21 February 2001  
 23 May 2001

I hereby claim the benefit under 35 U.S.C. 120/365 of all prior United States and PCT international applications listed above or below:

Prior U.S./PCT Application(s):  
 Application Serial No.

Day/Month/Year Filed

Status: patented  
 pending, abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And on behalf of the owner(s) hereof, I hereby appoint NIXON & VANDERHYE P.C., 1100 North Glebe Rd., 8<sup>th</sup> Floor, Arlington, VA 22201-4714, telephone number (703) 816-4000 (to whom all communications are to be directed), and the following attorneys thereof (of the same address) individually and collectively owner's/owners' attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent: Larry S. Nixon, 25640; Arthur R. Crawford, 25327; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Beshé, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffrey H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; J. Scott Davidson, 33489; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36863; James D. Berquist, 34776; Updeep S. Gill, 37334; Michael J. Shea, 34725; Donald L. Jackson, 41090; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoads, 37515; Raymond Y. Mah, 41426; Chris Comuntzis, 31097; Gary T. Tanigawa, 43180. I also authorize Nixon & Vanderhye to delete any attorney names/numbers no longer with the firm and to act and rely solely on instructions directly communicated from the person, assignee, attorney, firm, or other organization sending instructions to Nixon & Vanderhye on behalf of the owner(s).

1. Inventor's Signature: Jean-Luc Gala Date: June 07, 2002  
 Inventor: (first) (last) Belgium (citizenship)  
 Residence: (city) St.-Stevens-Woluwe (state/country) Belgium  
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2. Inventor's Signature: Pascal Vannuffel Date: June 07, 2002  
 Inventor: (first) (last) Belgium (citizenship)  
 Residence: (city) Buvinnes (state/country) Belgium  
 Mailing Address: 138 Rue de la Basse Egypte, Buvinnes, Belgium  
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☐ See attached sheet(s) for additional inventor(s) information!!

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**GALA et al**

Serial No. **10/074,246**

Filed: **February 14, 2002**

For: **IDENTIFICATION OF NUCLEOTIDE SEQUENCES  
SPECIFIC FOR MYCOBACTERIA AND DEVELOPMENT  
OF DIFFERENTIAL DIAGNOSIS STRATEGIES FOR  
MYCOBACTERIAL SPECIES**

\* \* \* \* \*

Atty. Ref.: **2752-59**

Group:

Examiner:

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**August 12, 2002**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**SUBMISSION**

Attached is a further Declaration to be placed in the Patent Office file of the  
above-identified application.

A Filing Receipt and an early and favorable Action on the merits are requested.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_

**B. J. Sadoff**

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